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HOUSE BILL 160

**48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008**

INTRODUCED BY

Thomas A. Anderson

AN ACT

RELATING TO GOVERNMENTAL CONDUCT; AMENDING THE GIFT ACT TO  
DECREASE THE MAXIMUM ALLOWABLE AMOUNT OF GIFTS ACCEPTED OR  
DONATED.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 10-16B-1 NMSA 1978 (being Laws 2007,  
Chapter 226, Section 1) is amended to read:

"10-16B-1. SHORT TITLE.--~~[This act]~~ Chapter 10, Article  
16B NMSA 1978 may be cited as the "Gift Act".

Section 2. Section 10-16B-3 NMSA 1978 (being Laws 2007,  
Chapter 226, Section 3) is amended to read:

"10-16B-3. LIMITATION ON GIFTS.--

A. A state officer or employee or a candidate for  
state office, or that person's family, shall not knowingly  
accept from a restricted donor, and a restricted donor shall

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1 not knowingly donate to a state officer or employee or a  
2 candidate for state office, or that person's family, a gift of  
3 a market value greater than [~~two hundred fifty dollars (\$250)~~]  
4 twenty-five dollars (\$25.00).

5 B. A lobbyist registered with the secretary of  
6 state, the lobbyist's employer or a government contractor shall  
7 not donate gifts of an aggregate market value greater than [~~one~~  
8 ~~thousand dollars (\$1,000)~~] one hundred dollars (\$100) in a  
9 calendar year to any one state officer or employee or to any  
10 one candidate for state office.

11 C. A state officer or employee shall not solicit  
12 gifts for a charity from a business or corporation regulated  
13 by the state agency for which the state officer or employee  
14 works and shall not otherwise solicit donations for a charity  
15 in such a manner that it appears that the purpose of the donor  
16 in making the gift is to influence the state officer or  
17 employee in the performance of an official duty."

18 Section 3. EFFECTIVE DATE.--The effective date of the  
19 provisions of this act is July 1, 2008.